



ORDINANCE NO. 419

EAST NORRITON TOWNSHIP

MONTGOMERY COUNTY, PENNSYLVANIA

AN ORDINANCE OF EAST NORRITON TOWNSHIP AMENDING THE CODE OF THE TOWNSHIP OF EAST NORRITON, CHAPTER 162 (SEWERS) TO ADD A NEW ARTICLE VI ENTITLED “UNAUTHORIZED CONNECTIONS TO THE WASTEWATER (SEWER) COLLECTION SYSTEM” WHICH SETS FOR THE PROHIBITED TYPES OF DISCHARGE INTO THE WASTEWATER COLLECTION SYSTEM OF THE TOWNSHIP; INSPECTIONS AND PENALTIES.

**SECTION I. AMENDMENT OF THE CODE.**

Chapter 162 (Sewers) of the East Norriton Township Code is hereby amended to add a new Article VI which limits the types of discharge which may be connected or otherwise placed within the wastewater collection system of the Township, permits inspections of properties contained in a designated area suspected of violating this Article and provides for penalties as follows:

**Section 162-84 - Purpose: Objectives.**

It is declared that the enactment of this Article is necessary for the protection, benefit and preservation of the health, safety and welfare of the inhabitants of this Township. The objectives of this Article are to prevent the introduction of substances other than effluent into the sewer system in the Township; to provide a means for the Township to inspect and locate possible sources of inflow and infiltration into its sewer system and thereby limit the addition of extraneous water into the Township’s sewer system that may cause the system’s hydraulic capacity to be exceeded.

**Section 162-85 - Definitions.**

**INFLOW.** The water discharged into a sewer system and service connections from such sources as, but not limited to, roof leaders, cellar, yard and area drains, foundation drains, cooling water discharges, drains from springs and swampy areas, manhole covers, cross connections from storm sewers and combined sewers, catch basins, storm water, surface runoff, street washes, or drainage. Inflow does not include, and is distinguished from, infiltration.

**INFILTRATION.** The water entering a sewer system and service connections from the ground, through such means as, about not limited to, defective pipes, pipe joints, connections, or manhole walls. Infiltration does not include, and is distinguished from, inflow.

**Section 162-86 - Applicability: Administrative Officer.**

This Article shall apply to all users of the Township's sewer and sewer collection system. Except as otherwise provided herein, the Sewage Inspection Officer of the Township shall administer, implement and enforce the provisions of this Article.

**Section 162-87 - Construal**

Nothing contained in this Article shall be construed as preventing any special agreement or arrangement between the Township and any users within or out of the Township, whereby inflow and infiltration may be accepted by the Township by special agreement, in writing, executed prior to such acceptance containing safeguards, limitations and conditions acceptable to the Township.

**Section 162-88 - Unlawful Discharge.**

No user shall contribute into the sewer system or cause to be contributed, directly or indirectly the following:

A. Any storm water, surface water, spring water, ground water, roof run off, sub-surface drainage, building foundation drainage, cellar/basement drainage and drainage from roof leader connections.

B. Industrial waste.

C. Automobile oil or other non-domestic oil.

D. Toxic or hazardous substances or chemicals including but not limited to pesticides, disinfectants (excluding household cleaners), acids, paints, paint thinners, herbicides, gasoline and other solvents.

These general prohibitions apply to all users of the Township sewer system whether or not they are located within or outside the Township boundaries.

**Section 162-89 - Sewage Inspection Officer.**

The Board of Supervisors shall appoint a Sewage Inspection Officer empowered to enforce the provisions of this Article.

**Section 162-90 - Inspections.**

The Sewage Inspection Officer shall perform free inspections at all properties using the collection system, or all of those in a particular area, in order to determine sources of inflow or infiltration into the sewer system. Once a particular area is chosen, all owners located therein shall be contacted and an inspection scheduled. The purpose of the inspection shall be to determine whether or not prohibited substances described herein are being contributed to the Township sewer system. The scope of the inspection includes any and all areas in and around a structure on an improved lot relating to the sewer system and possible video inspection of the building sewer from the structure to the sewer main. The owner of the property shall make all areas to be inspected available to the Sewer Inspection Officer.

**Section 162-91 - Notice.**

The Sewage Inspection Officer shall contact each owner or person responsible for the property relative to an inspection date and time.

**Section 162-92 - Violations and Penalties.**

Any person or entity alleged to willfully or negligently failed to comply with any provision of this Article or the orders, rules and regulations issued hereunder or directly from the Sewage Inspection Officer shall be prosecuted before a District Justice and upon conviction, thereof, can be subject to a fine of \$1,000.00 per day for each violation. Each day on which a violation shall occur or continue to occur shall be deemed to be a separate and distinct offense.

**Section 162-93 - Civil Penalties.**

The Township Solicitor may commence an action for appropriate legal and/or equitable relief in the Court of Common Pleas in Montgomery County to recover civil damages, costs, reasonable attorneys fees, court costs, and cost of court reporters transcripts as well as other expenses of litigation made necessary as a result of violations of this Article or the orders, rules and regulations issued hereunder or by the Sewage Inspection Officer to be recovered in an action at law instituted by the Township against the person alleged to have been responsible therefore.

**SECTION II. SEVERABILITY.**

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provisions shall be separate, distinct and independent and such holding shall not effect the validity of the remaining portions of this Ordinance.

**SECTION III. RATIFICATION.**

This Ordinance shall in no other way affect, amend or modify the Zoning Ordinance contained in Chapter 205 of the Code of East Norriton Township.

**SECTION IV. FAILURE TO ENFORCE NOT A WAIVER.**

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

**ENACTED AND ORDAINED** by the Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, this 20th day of March, 2000.

Attest:

BOARD OF SUPERVISORS  
EAST NORRITON TOWNSHIP

  
Secretary

By:   
Chairman

